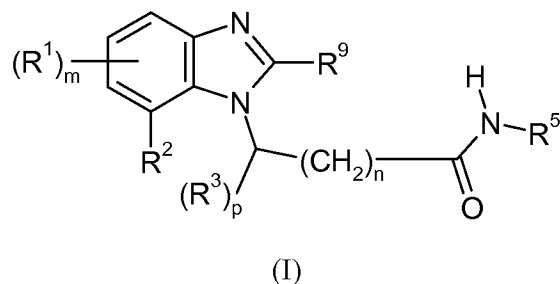


Amendments to the claims:

This listing of claims will replace all previous versions, and listings, of claims in this application.

Listing of Claims:

1.(currently amended) A compound having the formula



wherein:

R¹ is H, NO₂, halo, NR⁶R⁷, C₁-₆alkyl, C₂-₆alkenyl, C₂-₆alkynyl, C₁-₆haloalkyl, C₁-₆haloalkylO, R⁶OC₀-₆alkyl, R⁶CO, R⁶OCO or CONR⁶R⁷;

m is 0, 1, 2 or 3;

R² is NO₂, halo, NR⁶R⁷, C₁-₆alkyl, C₂-₆alkenyl, C₂-₆alkynyl, C₁-₆haloalkyl, C₁-₆haloalkylO, cyano, R⁶OC₀-₆alkyl, R⁶CO, R⁶OCO, R⁶CONR⁷, R⁶R⁷NCO, R⁸SO₂, R⁸SO₂HN, arylC₀-₆alkyl or heteroarylC₀-₆alkyl;

R³ and R⁹ are each independently H or C₁-₄alkyl;

p is 0, 1 or 2;

n is 0, 2, 3 or 4;

R⁵ is C₁-₁₀alkyl, C₆-₁₀arylC₀-₆alkyl, C₃-₇cycloalkylC₀-₆alkyl or C₅-₆heteroarylC₀-₆alkyl, whereby any aryl, heteroaryl or cycloalkyl may be fused with aryl, heteroaryl, C₃-₇cycloalkyl or C₃-₇heterocycloalkyl, and which R⁵ may be substituted with one or more A;

A is H, OH, NO₂, cyano, R⁶CO, ~~R⁶O(CO)~~, halo, C₁-₆alkyl, NR⁶R⁷, C₁-₆haloalkyl, C₁-₆haloalkylO, R⁶OC₀-₆alkyl, hydroxyC₁-₆alkyl, R⁸SO₂, R⁸SO₂HN, C₅-₆arylO or CONR⁶R⁷;

R⁶ and R⁷ are each independently H or C₁-₆alkyl; and

R⁸ is NR⁶R⁷ or C₁-₄alkyl,

or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4-[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.

2.(currently amended) A compound according to claim 1, wherein:

R^1 is H, halo, NR^6R^7 , C_{1-6} alkyl, C_{1-6} haloalkyl, C_{1-6} haloalkylO, R^6OC_{0-6} alkyl, R^6CO , R^6OCO or $CONR^6R^7$;

m is 0 or 1;

R^2 is NO_2 , halo, NR^6R^7 , C_{1-6} alkyl, C_{1-6} haloalkyl, cyano, R^6OCO , R^6CONR^7 , R^8SO_2 , R^8SO_2HN or heteroaryl C_{0-6} alkyl;

R^3 and R^9 are each independently H or C_{1-4} alkyl;

p is 0;

n is 0;

R^5 is C_{1-10} alkyl, C_{6-10} aryl C_{0-6} alkyl or C_{5-6} heteroaryl C_{0-6} alkyl, whereby any aryl may be fused with C_{3-7} cycloalkyl or C_{3-7} heterocycloalkyl, and which R^5 may be substituted with one or more A;

A is H, cyano, halo, NO_2 , C_{1-6} alkyl, NR^6R^7 , C_{1-6} haloalkyl, C_{1-6} haloalkylO, R^6OC_{0-6} alkyl, hydroxy C_{1-6} alkyl, R^8SO_2 or C_{5-6} arylO;

R^6 and R^7 are each independently H or C_{1-6} alkyl; and

R^8 is NR^6R^7 or C_{1-4} alkyl,

or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4 -[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.

3.(currently amended) A compound according to claim 1, wherein

R^2 is NO_2 , halo, NR^6R^7 , C_{1-4} alkyl, C_{1-4} haloalkyl, C_{1-2} haloalkylO, cyano, R^6OC_{0-4} alkyl, R^6CO , R^6OCO , R^6CONR^7 , R^6R^7NCO , R^8SO_2 , R^8SO_2HN , aryl C_{0-6} alkyl and heteroaryl and wherein

R^6 and R^7 are each independently H or C_{1-4} alkyl and

R^8 is NR^6R^7 or C_{1-3} alkyl,

or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4 -[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.

4.(currently amended) A compound according to claim 1, wherein R^2 is NO_2 ,

~~or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4-[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.~~

5.(currently amended) A compound according to claim 1, wherein R⁵ is phenyl, which may be substituted with one or more A,
~~or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4-[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.~~

6.(currently amended) A compound according to claim 5, wherein A is selected from the group consisting of halo, alkoxy, haloalkoxy, haloalkyl, alkyl, alkanol, cyano, phenoxy, alkylsulfonyl and (di)alkylamino,
~~or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4-[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.~~

7.(currently amended) A compound according to claim 1, wherein A is selected from the group consisting of fluoro, iodo, chloro, bromo, methoxy, ethoxy, trifluoromethyl, difluoromethoxy, trifluoromethoxy, tetrafluoroethoxy, methyl, ethyl, propyl, butyl, hydroxyethyl, cyano, phenoxymethylsulfonyl and dimethylamino,
~~or a pharmaceutically acceptable salt thereof, solvate or solvated salt thereof, with the proviso that the compound is not methyl 4-[(7-methyl-1H-benzimidazol-1-yl)acetyl]amino]benzoate.~~

8.(previously amended) A compound selected from the group consisting of:
N-(3-Fluoro-4-methoxy-phenyl)-2-(7-nitro-1H-benzimidazol-1-yl)-acetamide,
N-[2-Fluoro-4-(trifluoromethyl)phenyl]-2-(7-nitro-1H-benzimidazol-1-yl)acetamide,
N-(3-Chloro-4-iodophenyl)-2-(7-nitro-1H-benzimidazol-1-yl)acetamide,
N-(3-Chloro-4-methoxyphenyl)-2-(7-nitro-1H-benzimidazol-1-yl)acetamide,
N-[3-(Difluoromethoxy)phenyl]-2-(7-nitro-1H-benzimidazol-1-yl)acetamide,
N-[3-Methoxy-5-(trifluoromethyl)phenyl]-2-(7-nitro-1H-benzimidazol-1-yl)acetamide,
N-(3,5-Difluorophenyl)-2-(7-nitro-1H-benzimidazol-1-yl)acetamide,

2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[4-(trifluoromethoxy)phenyl]acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[3-(1,1,2,2-tetrafluoroethoxy)phenyl]acetamide,
N-(4-*tert*-Butylphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-[3-(1-Hydroxyethyl)phenyl]-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[4-(trifluoromethyl)phenyl]acetamide,
N-(3-Chlorophenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-Hexyl-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3,4-Difluorophenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(4-Cyanophenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(2,3-Dihydro-1,4-benzodioxin-6-yl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(2-Bromobenzyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)benzyl]acetamide,
N-(4-Methylpyridin-2-yl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3-Cyanophenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3,5-Dimethoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(4-Methoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3-Ethoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3,4-Dimethoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-(3,4,5-trimethoxyphenyl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethoxy)phenyl]acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-(3-phenoxyphenyl)acetamide,
N-(4-Butylphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(2-Fluoro-4-iodophenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[2-(trifluoromethoxy)phenyl]acetamide,
N-(4-Methoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-(2-phenoxyphenyl)acetamide,
N-(4-Bromo-2-fluorophenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-[3-(Methylsulfonyl)phenyl]-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-[4-(Methylsulfonyl)phenyl]-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[4-(trifluoromethyl)benzyl]acetamide,
N-(4-*tert*-Butylbenzyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(2,3-dihydro-1*H*-inden-5-yl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[4-(trifluoromethoxy)benzyl]acetamide,

N-(4-Isopropylphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3,4-Dimethylphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-1,3-Benzodioxol-5-yl-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-[3-Bromo-4-(trifluoromethoxy)phenyl]-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3-Fluoro-2-methoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
N-(3,5-dimethoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)propanamide,
N-(3-Ethoxyphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)propanamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]propanamide,
N-(3,5-Dimethylphenyl)-2-(7-nitro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Nitro-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-(7-Bromo-1*H*-benzimidazol-1-yl)-*N*-(3,5-dimethoxyphenyl)acetamide,
2-(7-Bromo-1*H*-benzimidazol-1-yl)-*N*-(3-methoxyphenyl)acetamide,
2-(7-Bromo-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-(7-Chloro-1*H*-benzimidazol-1-yl)-*N*-(3,5-dimethoxyphenyl)acetamide,
2-(7-Chloro-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-(7-Chloro-1*H*-benzimidazol-1-yl)-*N*-(4-methylphenyl)acetamide,
2-(7-Chloro-1*H*-benzimidazol-1-yl)-*N*-(2,3-dihydro-1*H*-inden-5-yl)acetamide,
2-(7-Methyl-1*H*-benzimidazol-1-yl)-*N*-(4-methylphenyl)acetamide,
N-(3,5-Dimethoxyphenyl)-2-(7-methyl-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Methyl-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
N-(2,3-Dihydro-1*H*-inden-5-yl)-2-(7-methyl-1*H*-benzimidazol-1-yl)acetamide,
Methyl 1-{2-[(3,4-dimethylphenyl)amino]-2-oxoethyl}-1*H*-benzimidazole-7-carboxylate,
Methyl 1-[2-(2,3-dihydro-1*H*-inden-5-ylamino)-2-oxoethyl]-1*H*-benzimidazole-7-carboxylate,
Methyl 1-{2-[(4-*tert*-butylbenzyl)amino]-2-oxoethyl}-1*H*-benzimidazole-7-carboxylate,
Methyl 1-(2-{[3-methoxy-5-(trifluoromethyl)phenyl]amino}-2-oxoethyl)-1*H*-benzimidazole-7-carboxylate,
Methyl 1-{2-[(3,5-dimethoxyphenyl)amino]-2-oxoethyl}-1*H*-benzimidazole-7-carboxylate,
N-(3,5-Dimethoxyphenyl)-2-{7-[(dimethylamino)sulfonyl]-1*H*-benzimidazol-1-yl}acetamide,
2-{7-[(Dimethylamino)sulfonyl]-1*H*-benzimidazol-1-yl}-*N*-[3-(trifluoromethyl)phenyl]acetamide,
N-(3,5-Dimethoxyphenyl)-2-[7-(propylsulfonyl)-1*H*-benzimidazol-1-yl]acetamide,
2-[7-(Propylsulfonyl)-1*H*-benzimidazol-1-yl]-*N*-[3-(trifluoromethyl)phenyl]acetamide,

N-[3-Methoxy-5-(trifluoromethyl)phenyl]-2-[7-(methylsulfonyl)-1*H*-benzimidazol-1-yl]acetamide,
N-(3,5-Dimethoxyphenyl)-2-[7-(trifluoromethyl)-1*H*-benzimidazol-1-yl]acetamide,
N-(3,4-Dimethylphenyl)-2-[7-(trifluoromethyl)-1*H*-benzimidazol-1-yl]acetamide,
N-(4-*tert*-Butylbenzyl)-2-[7-(trifluoromethyl)-1*H*-benzimidazol-1-yl]acetamide,
N-(2,3-Dihydro-1*H*-inden-5-yl)-2-[7-(trifluoromethyl)-1*H*-benzimidazol-1-yl]acetamide,
2-(7-Cyano-1*H*-benzimidazol-1-yl)-*N*-(3,5-dimethoxyphenyl)acetamide,
2-(7-Cyano-1*H*-benzimidazol-1-yl)-*N*-(3-methoxyphenyl)acetamide,
2-(7-Cyano-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-(7-Cyano-1*H*-benzimidazol-1-yl)-*N*-(2,3-dihydro-1*H*-inden-5-yl)acetamide,
N-(2,3-Dihydro-1*H*-inden-5-yl)-2-(7-fluoro-1*H*-benzimidazol-1-yl)acetamide,
N-(3,5-Dimethoxyphenyl)-2-(7-fluoro-1*H*-benzimidazol-1-yl)acetamide,
N-(4-*tert*-Butylbenzyl)-2-(7-fluoro-1*H*-benzimidazol-1-yl)acetamide,
2-(7-Amino-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-[7-(Acetylamino)-1*H*-benzimidazol-1-yl]-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-{7-[(Methylsulfonyl)amino]-1*H*-benzimidazol-1-yl}-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-[7-(Dimethylamino)-1*H*-benzimidazol-1-yl]-*N*-[3-(trifluoromethyl)phenyl]acetamide,
2-[7-(Isopropylamino)-1*H*-benzimidazol-1-yl]-*N*-[3-(trifluoromethyl)phenyl]acetamide,
N-(3,5-Dimethoxyphenyl)-2-[7-(1*H*-tetrazol-5-yl)-1*H*-benzimidazol-1-yl]acetamide,
and
2-(6,7-Difluoro-1*H*-benzimidazol-1-yl)-*N*-[3-(trifluoromethyl)phenyl]acetamide,
or a pharmaceutically acceptable salt thereof, ~~solvate or solvated salt thereof~~.

9.(previously amended) A pharmaceutical composition comprising as active ingredient a therapeutically effective amount of the compound according to claim 1, in association with one or more pharmaceutically acceptable diluents, excipients and/or inert carriers.